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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

HAFED BETTAIBI,

Plaintiff,

v.

ROBERT S. MULLER, III, Director,  
Federal Bureau of Investigation; GREGORY  
CHRISTIAN, Acting Director, Nebraska Service  
Center, USCIS; EMILIO GONZALEZ, Director,  
U.S. Citizenship and Immigration Services  
(USCIS); MICHAEL CHERTOFF, Secretary,  
Department of Homeland Security; ALBERTO  
GONZALES, Attorney General, Department of  
Justice; DAVID N. STILL, District Director,  
USCIS; TERRY RICE, San Francisco Field  
Office Director, USCIS,

Defendants.

No. C 07-0912 SI

**PARTIES' JOINT REQUEST TO BE  
EXEMPT FROM FORMAL ADR  
PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel

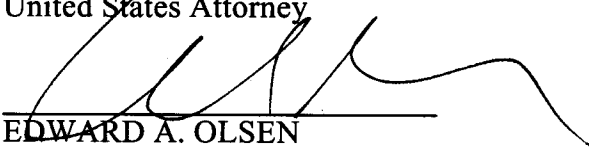
Parties' Joint Request for Exemption  
C 07-0912 SI

defendants to adjudicate the application for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone conference and any further formal ADR process.


Dated: May 4, 2007

Respectfully submitted,

SCOTT N. SCHOOLS  
United States Attorney

  
EDWARD A. OLSEN  
Assistant United States Attorney  
Attorneys for Defendants

Dated: May \_\_\_\_, 2007

  
ELIAS Z. SHAMIEH  
DINA M. SOKHN  
Attorneys for Plaintiff

### ORDER

Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR Multi-Option Program and are excused from participating in the ADR phone conference and any further formal ADR process.

**SO ORDERED.**

Dated:

  
SUSAN ILLSTON  
United States District Judge

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2 and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and  
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6  
7 Dated: May \_\_\_\_ 2007

Respectfully submitted,

8 SCOTT N. SCHOOLS  
9 United States Attorney

10  
11 EDWARD A. OLSEN  
12 Assistant United States Attorney  
Attorneys for Defendants

13 Dated: May 4 2007

14   
15 DINA M. SOKHN  
Attorney for Plaintiff

16 ORDER

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18 Multi-Option Program and are excused from participating in the ADR phone conference and any  
19 further formal ADR process.

20 SO ORDERED.

21  
22 Dated:

23 SUSAN HILLSTON  
24 United States District Judge  
25  
26  
27  
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